

Amendment No. 1 to HB0019

Doss
Signature of Sponsor

AMEND Senate Bill No. 152

House Bill No. 19*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 55, Chapter 17, is amended by adding the following as a new part:

55-17-501.

As used in this part:

(1) "Motorcycle dealer" means a franchise motorcycle dealer licensed pursuant to part 1 of this chapter, and engaged in the business of selling, offering for sale, soliciting, or advertising the sale of new or used motorcycles and accessories;

(2) "Special event" means a location other than a motorcycle dealer's established place of business at which new or used motorcycles are sold, offered for sale, solicited, or advertised for which a special event permit has been issued by the motor vehicle commission; and

(3) "Vendor" means a person who sells new or used motorcycle parts or accessories.

55-17-502.

(a) Any motorcycle dealer desiring to stage a special event must obtain a special event permit issued by the motor vehicle commission.

(b) To obtain a special event permit, the motorcycle dealer shall provide, at least sixty (60) days prior to the event, on a form provided by the commission, the following:

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(1) The address, including county, of the motorcycle dealer's established place of business;

(2) The address, including county, of the special event site location;

(3) The dates and hours of the special event site sale;

(4) The name, address, and contact person of any sponsors, promoters, and lending institutions involved in or to be represented at the special event site sale; and

(5) The designee of the sponsoring dealer that will coordinate with the commission.

(c) The filing fee for each application for a special event permit shall be one thousand two hundred dollars (\$1,200) and submitted to the commission at least sixty (60) days prior to the event.

(d) At least forty-five (45) days prior to the event, manufacturers and vendors who wish to exhibit at a special event must acquire an exhibition permit from the commission. The fee for each exhibition permit shall be two hundred fifty dollars (\$250).

(e) At least forty-five (45) days prior to the event, motorcycle dealers who wish to participate in the special event must purchase a dealer's permit from the commission. The participant fee shall be one hundred dollars (\$100).

(f) Only one (1) special event permit shall be issued under this section.

(g) A special event permit shall be valid for seven (7) consecutive days and for the dates and hours of the sale as indicated on the application submitted to the

commission and shall be prominently displayed at the special event site at all times during the sale. A special event permit is not transferable to any other person or entity.

55-17-503.

(a) The sales price of each motorcycle displayed at the special event site shall be prominently displayed with the motorcycle. Any warranty information associated with the motorcycle shall be available upon request. Financing and insurance shall be available at the event.

(b) Any motorcycle dealer displaying motorcycles shall have a licensed salesperson at the special event present at all times during the event.

(c) All licensed motorcycle dealers in this state may participate in such event.

(d) Prior to obtaining a special event permit, a motorcycle dealer shall submit official written documentation from the corporate office of the motorcycle dealer's manufacturer or distributor indicating that the special event site location does not encroach on a dealer's relevant market area of another motorcycle dealer of the same line-make.

(e) Prior to obtaining a dealer's permit to participate in a special event, the motorcycle dealer shall submit official written documentation from the corporate office of the motorcycle dealer's manufacturer or distributor indicating that the special event site location does not encroach on a relevant market area of another motorcycle dealer of the same line-make.

55-17-504.

This part is deleted on June 30, 2018.

SECTION 2. This act shall take effect July 1, 2017, the public welfare requiring it.